



General Assembly

February Session, 2004

Raised Bill No. 5536

LCO No. 1892

01892_____PH_

Referred to Committee on Public Health

Introduced by:
(PH)

***AN ACT PERMITTING STEM CELL RESEARCH AND BANNING
HUMAN CLONING.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2004*) (a) For purposes of this
2 section:

3 (1) "Cloning of a human being" means the replication of a human
4 individual by cultivating a cell with genetic material through the egg,
5 embryo, fetal and newborn stages into a new human individual;

6 (2) "Institutional review board" means any board, committee or
7 other group formally designated by an institution to review
8 biomedical research and to approve the initiation and conduct periodic
9 review of such research;

10 (3) "Valuable consideration" means financial gain or advantage, but
11 does not include reasonable payment for the removal, processing,
12 disposal, preservation, quality control, storage, transplantation or
13 implantation of embryonic or cadaveric fetal tissue.

14 (b) Research involving the derivation and use of human embryonic

15 stem cells, human embryonic germ cells or human adult stem cells
16 from any source, including somatic cell nuclear transplantation, may
17 be done, provided it is (1) conducted with full consideration for the
18 ethical and medical implications of such research, and (2) reviewed, in
19 each case, by an institutional review board operating in accordance
20 with applicable federal regulations.

21 (c) (1) A physician or other health care provider who is treating a
22 patient for infertility shall provide the patient with timely, relevant
23 and appropriate information sufficient to allow that person to make an
24 informed and voluntary choice regarding the disposition of any
25 human embryos remaining following the infertility treatment.

26 (2) A patient to whom information is provided pursuant to
27 subdivision (1) of this subsection shall be presented with the option of
28 storing any unused embryos, donating them to another person,
29 donating the remaining embryos for research purposes or other means
30 of disposition.

31 (3) A person who elects to donate for research purposes any
32 embryos remaining after receiving infertility treatment shall provide
33 written consent for that donation.

34 (d) (1) A person shall not knowingly, for valuable consideration,
35 purchase or sell or otherwise transfer or obtain, or promote the sale or
36 transfer of, embryonic or cadaveric fetal tissue for research purposes
37 pursuant to this section, provided embryonic or cadaveric fetal tissue
38 may be donated for research purposes in accordance with the
39 provisions of subsection (c) of this section or other state or federal law.

40 (2) Any person who violates the provisions of this subsection shall
41 be fined not more than ten thousand dollars or imprisoned not more
42 than five years, or both.

43 (e) No person shall knowingly engage or assist, directly or
44 indirectly, in the cloning of a human being. Any person who violates

45 the provisions of this subsection shall be fined not more than fifty
46 thousand dollars or imprisoned not more than ten years, or both.

47 (f) The Commissioner of Public Health shall enforce the provisions
48 of this section and may adopt regulations, in accordance with the
49 provisions of chapter 54 of the general statutes, relating to the
50 administration and enforcement of this section. The commissioner may
51 request the Attorney General to petition the Superior Court for such
52 order as may be appropriate to enforce the provisions of this section.

This act shall take effect as follows:	
Section 1	<i>October 1, 2004</i>

Statement of Purpose:

To permit stem cell research and to prohibit human cloning.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]